

counting the ballots, but shall be void ; and the said counting of votes shall be continued until completed and the result declared. When the judges of election for their several wards shall have completed the counting of the votes for their respective wards they shall publicly proclaim the result of the voting in the same for all the persons voted for, and the number of votes cast for each, and the said judges shall certify to the same in writing, declaring who have been elected in their several wards, giving a copy of such certificate to each of the persons elected in their respective wards and filing another copy in the office of the city clerk. If any member of the present board of city council shall refuse to surrender his office upon the expiration of the same by due course of law, he shall be guilty of a misdemeanor, and, upon conviction thereof, shall be fined not less than one thousand dollars and imprisoned not less than three months.

Fraudulent registration.

SEC. 6. That any person who shall, with intent to commit a fraud, register or vote in more than one precinct, or more than one time in the same precinct, or who shall induce another to do so, shall be guilty of a misdemeanor, and, on conviction thereof, shall be imprisoned not less than six nor more than twelve months, or fined not less than one hundred dollars nor more than five hundred dollars, and any registrar or any clerk or copyist who shall make any entry with intent to commit a fraud shall be deemed guilty of a misdemeanor.

Vacancies.

SEC. 7. That if any person named in this act shall fail or refuse to discharge the duties of registrar, the other registrars named in this act shall fill the vacancy. If any person named in this act as a judge of election shall fail or refuse to discharge the duties thereof, the registrar for the ward in which the vacancy shall occur shall fill the same.

Proviso.

SEC. 8. That all laws or parts of laws in conflict with this act are repealed: *Provided*, That nothing in this act shall be construed to affect the operation of the act to amend the charter of the city of Newbern, ratified February, one thousand eight hundred and seventy-five.